

**JAN 13 2006****CATHY A. CATTERSON, CLERK  
U.S. COURT OF APPEALS****NOT FOR PUBLICATION****UNITED STATES COURT OF APPEALS****FOR THE NINTH CIRCUIT****UNITED STATES OF AMERICA,****Plaintiff - Appellee,****v.****JOSE OCEGUEDA,****Defendant - Appellant.****No. 03-50464****D.C. No. CR-02-00973-NM-2****MEMORANDUM\***

**Appeal from the United States District Court  
for the Central District of California  
Nora M. Manella, District Judge, Presiding**

**Submitted January 9, 2006\*\***

**Before: HUG, O'SCANNLAIN and SILVERMAN, Circuit Judges.**

Jose Ocegueda appeals from the 78-month sentence imposed following his guilty-plea conviction for conspiracy to possess with intent to distribute methamphetamine, in violation of 21 U.S.C. § 846.

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\* This disposition is not appropriate for publication and may not be cited to or by the courts of this circuit except as provided by 9th Cir. R. 36-3.

\*\* This panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

Appellant's unopposed motion for a limited remand is granted. *See United States v. Moreno-Hernandez*, 419 F.3d 906, 916 (9th Cir. 2005) (extending the limited remand procedure under *United States v. Ameline*, 409 F.3d 1073, 1084-85 (9th Cir. 2005) (en banc), to cases involving non-constitutional error under *United States v. Booker*, 543 U.S. 220 (2005)).

All other pending motions and requests are denied.

**REMANDED.**